# Court of Appeal of the State of California

IN AND FOR THE

# Fifth Appellate District

### F049699 People v. Lemus

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

### F049006 Faughn et al. v. Perez et al.

The order disqualifying counsel is reversed. The superior court on remand shall enter a new order denying Bakersfield Memorial Hospital's motion. Plaintiffs shall recover their costs on appeal. Dawson, J.

We concur: Vartabedian, Acting P.J.; Cornell, J.

[CERTIFIED FOR PUBLICATION]

### F050432 People v. Wooten

Counsel having failed to request oral argument in the aboveentitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

#### F050432 People v. Wooten

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

### F047149 Mauchley et al., v. Katakis et al.

The appeal is dismissed. Ardaiz, P.J.

We concur: Dawson, J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

### F049621 Evans v. Merced County Sheriff's Department et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

# Court of Appeal of the State of California

IN AND FOR THE

# Fifth Appellate District

### F049337 People v. Toles, Jr.

Counsel having failed to request oral argument in the aboveentitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

# F049337 People v. Toles, Jr.

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

#### F049859 In re Omar L., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

# F051637 People v. Simpson

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

### F050344 People v. Hokes

Counsel having failed to request oral argument in the aboveentitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

### F050344 People v. Hokes

Hoke's conviction in count three for petty theft with a prior conviction is reversed. The case is remanded for the trial court to prepare an amended abstract of judgment reflecting that Hokes was not convicted of count three and to forward it to the appropriate authorities. In all other respects, the judgment is reversed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]